

THE HON'BLE SRI JUSTICE C.V. RAMULU

Wednesday, the 20th day of June, 2007

W.P.No.23654 of 1998

Between:-

P. Dharma Rao & others

... Petitioners

and

The Managing Director,
A.P.T.T.D.C.Ltd., Tankbund,
Hyderabad and another
Respondents

...

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.23654 of 1998

ORAL ORDER:

This Writ Petition is filed seeking a Mandamus declaring that the petitioners are entitled for regularization of their services with effect from 25-11-1993 in terms of G.O.Ms.No.212, Finance and Planning Department, dated 22-4-1994 since they had completed five years of service before that date and continuing thereafter and also entitled for revised scale of pay of Rs.1975-4010 applicable to Mechanized Boat Drivers in G.O.Ms.No.162, Finance and Planning, dated 20-5-1993 instead of Rs.1535-2840 with all consequential benefits holding the action of the respondents in regularizing the services of the petitioners from 5-7-1996 as arbitrary and illegal.

Petitioners are all Mechanized Boat Drivers working with Andhra Pradesh Tourism and Cultural Department, Hyderabad. Earlier, they filed various Writ Petitions along with others when the respondents rejected their case for regularization of their services as per G.O.Ms.No.212, dated 22-4-1994. One of the said Writ Petitions i.e. W.P.No.27397 of 1995 was allowed quashing the rejection orders. However, thereafter, the services of the petitioners were regularized with effect from 5-7-1996. Now, learned counsel for the petitioners states that insofar as revised pay scales are concerned, they were extended to the petitioners and as of now, there is no grievance with regard to the same.

The only grievance of the petitioners is that they are entitled for regularization of their services immediately on completion of five years of service as per G.O.Ms.No.212, dated 22-4-1994, whereas the

respondents in spite of the said Writ Petition being allowed by this Court, regularized their services only with effect from 5-7-1996. It is also their case that under similar circumstances, when Writ Petition No.24590 of 1995 was allowed by this Court on 24-1-1997, the services of the petitioners therein were regularized with effect from 13-10-1995, the date on which the rejection order was passed, which was under challenge in the above Writ Petition. It is also their further case that the petitioners in the said Writ Petition are juniors to them. Therefore, petitioners are also entitled for regularization of their services on completion of five years of service or at least from the date of rejection order passed by the respondents earlier, which was the subject matter of Writ Petition No.27397 of 1995 as was done in case of petitioners in Writ Petition No.24590 of 1995. It appears, petitioners also made a representation, in this regard, on 22-8-1997, but the same was not acted upon.

Under the above circumstances, without expressing any opinion on merits, the respondents are directed to consider the case of the petitioners for regularization of their services on par with the petitioners in Writ Petition No.24590 of 1995, either from the date of completion of five years of service or from the date of rejection of their request earlier i.e. 19-10-1995 and pass appropriate orders as per law, within a period of two months from the date of receipt of a copy of this Order and communicate the same to the petitioners.

With the above direction, the Writ Petition is disposed of. No order as to costs.

20-6-2007

Office to furnish CC
within 3 days
(B.O.)
prk